

STATE OF INDIANA – COUNTY OF HOWARD
IN THE CIRCUIT AND SUPERIOR COURTS

NOTICE OF PROPOSED AMENDMENT TO LOCAL COURT RULE

MAY 19, 2011

In accordance with Trial Rule 81 of the Indiana Court Rules, the judges of the Howard Circuit and Superior Court hereby give notice to the bar and the public that the Courts propose to amend their current local court rule at **LR 34-79-8** concerning the appointment of special judges under Trial Rule 79 (H). All new text is shown by underlining and deleted text is shown by ~~striketrough~~.

The time period for the bar and the public to comment will begin on **May 19, 2011**, and will close on **June20, 2011**. The proposed amendment to the rule will be adopted, modified or rejected before June 24, 2011. We request Supreme Court approval, and, if approved, the effective date of the proposed amended rule will be **July 1, 2011**.

Comments by the bar and the public should be made in writing and mailed, or emailed, to:

Hon. Lynn Murray, Judge, Howard Circuit Court, Attn: Public Comment on Local Rules, 104 N. Buckeye Street, #310, Kokomo, IN 46901-9004, or by email to: judgeLHM@aol.com.

A paper copy of the proposed amended local rule will be made available for viewing in the office of the Clerk of Howard County, 104 N Buckeye Street, # 114, Kokomo, IN 46901-9004, during normal business hours. Persons with Internet access may view the proposed amended local rules at the following website:

<http://www.courts.IN.gov/rules/local/howard>

On behalf of the Judges of Howard County:

_____/S/_____
Lynn Murray, Judge
Howard Circuit Court

LR34-TR79-8

CHANGE OF JUDGE

Purpose of Rule:

This rule is adopted to comply with the requirements of Trial Rule 79(H) of the Indiana Rules of Trial Procedure. It is intended to provide a means of selection of special judges insuring the effective use of all judicial resources within Administrative District ~~5~~ 8, and includes each person eligible for appointment under Section (J) of Trial Rule 79.

Central Office Established:

There is established a Central Office for keeping of records of appointment and selection of special judges for this District. The Central Office of this District shall be ~~the Wabash Circuit Court~~ Howard Superior Court 4.

The Howard County Courts shall hereafter refer to the Central Office of this District whenever selection of a special judge is required under this rule. The particular Court shall accept from the Central Administrator the name of the individual to then be appointed as special judge.

The person serving as Administrator of the Central Office shall have the following responsibilities:

1. To maintain a list of persons qualified to serve as special judge under Section (J) of Trial Rule 79.
2. To take referrals from the several courts of this District, requesting appointment of a special judge.
3. To alternately and on a rotating basis appoint qualified judges from the list maintained for that purpose.
4. To notify the referring Court of the individual to be appointed under this Rule.

Rotation Schedule:

The following shall be the rotation schedule used by the Central Administrator.

1. The Judge of Cass Superior Court I
- ~~2. The Judge of the Wabash Circuit Court~~
- ~~3~~ 2. The Judge of the Howard Superior Court III
- ~~4~~ 3. The Judge of the Fulton Superior Court
- ~~5~~ 4. The Judge of the Howard Superior Court II
- ~~6~~ 5. The Judge of the Fulton Circuit Court
- ~~7~~ 6. The Judge of the Howard Circuit Court
- ~~8. The Judge of the Tipton Circuit Court~~
- ~~9~~ 7. The Judge of the Miami Superior Court I
- ~~10~~ 8. The Judge of the Howard Superior Court I
- ~~11~~ 9. The Judge of the Cass Circuit Court
- ~~12. The Judge of the Wabash Superior Court~~
- ~~13~~ 10. The Judge of the Miami Circuit Court
- ~~14~~ 11. The Judge of the Cass Superior Court II
- ~~15~~ 12. The Judge of the Howard Superior Court IV
13. The Judge of Miami Superior Court II

Administrative Fee:

Each court participating under this Rule shall pay each year the sum of Fifty Dollars (\$50.00) to the Central Administrator, payable directly to the Administrator by the 15th of September of each year.

Certification to Supreme Court:

In cases in which no judge is eligible to serve as special judge in a particular case, or where the circumstances of a case require it, the Court shall certify those circumstances to the Supreme Court, and that Court shall make appointment.